

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

MARK MCCOURT LIEBER, JR,	§	
TDCJ No. 1969926,	§	
Petitioner,	§	
	§	
v.	§	CIVIL NO. SA-19-CA-12-FB (HJB)
	§	
LORIE DAVIS, Director,	§	
Texas Department of Criminal	§	
Justice, Correctional Institutions	§	
Division,	§	
Respondent.	§	

**RESPONDENT'S SECOND MOTION FOR EXTENSION  
OF TIME WITH BRIEF IN SUPPORT**

This is a habeas corpus case brought by a Texas state prisoner, Mark McCourt Lieber, Jr., under 28 U.S.C. § 2254. The Director's answer in this case is currently April 3, 2019, on first extension. The basis for the Director's first extension was that the state court records necessary to complete the Director's answer had only recently been received. Since reviewing the relevant state court records, it has become necessary to do additional investigation into Lieber's claims. Because of this investigation, additional time to respond is required and would be greatly appreciated. The Director respectfully requests an extension of thirty days, up to and including Friday, May 3, 2019, to file her response.

This is the Director's second request for an extension of time in this cause. The Director apologizes to the Court for the necessity of this extension. Moreover, this request is not designed to harass Lieber, nor to unnecessarily

delay these proceedings, but to ensure that Lieber's claims are properly addressed. Accordingly, the Director respectfully requests an extension of thirty days, up to and including, Friday, May 3, 2019, to complete the Director's response.

### CONCLUSION

The Director respectfully requests that her Second Motion for Extension of Time be granted.

Respectfully submitted,

KEN PAXTON  
Attorney General of Texas

JEFFREY C. MATEER  
First Assistant Attorney General

ADRIENNE McFARLAND  
Deputy Attorney General  
for Criminal Justice

EDWARD L. MARSHALL  
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JESSICA MANOJLOVICH\*  
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ATTORNEYS FOR RESPONDENT

### **CERTIFICATE OF CONFERENCE**

I do hereby certify that a conference is not possible because Petitioner is incarcerated.

/s/ Jessica Manojlovich  
JESSICA MANOJLOVICH  
Assistant Attorney General

### **CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the above and foregoing pleading has been served by placing the same in the United States Mail, postage prepaid, on this the 3rd day of April, 2019, addressed to: Mark McCourt Lieber, Jr., TDCJ No. 1969926, Michael Unit, 2664 FM 2054, Tennessee Colony, TX 75886.

/s/ Jessica Manojlovich  
JESSICA MANOJLOVICH  
Assistant Attorney General